IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.608 OF 1985

Colgate pamolive Co.Ltd. ...Plaintiffs

vs.

Dabur (Dr.S.K.Barman) P.Ltd. ...Defendants

Mr.Rahul Chitnis i/b M/s.Crawford Bayley & Co. for the Plaintiffs
Mr.A.H.Kane for the Defendants

CORAM: A.S.OKA,J.
DATE : OCTOBER 17,2007

P.C.:

1. The learned counsel for the defendants on instructions states that the defendants have stopped using the tooth paste tube and carton, the specimens of which are at Exh.G to the plaint. He further states that now the defendants have started using another design and colour scheme for their tubes and cartons. Statements are accepted. In view of the statements, the learned counsel for the plaintiffs seeks permission to withdraw the suit with liberty to file a fresh suit in case an occasion arises in future.

2. Hence, the suit is dismissed as withdrawn with liberty as prayed.

JUDGE